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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/069,879	07/25/2002	Karl-Heinz Ritter	ICC-192/PCT/US	5648
75	90 10/16/2003		EXAM	INER
Loctite Corporation			HARRIS, KATRINA B	
Legal Department 1001 Trout Brook Crossing			ART UNIT	PAPER NUMBER
Rocky Hill, CT 06067			3747	· <u>—</u> 1—1
			DATE MAILED: 10/16/2003	
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Please find below and/or attached an Office communication concerning this application or proceeding.

1) Responsive to communication(s) filed on 01 October 2003.  2a	•		· A A
Examiner   National B. Harris   3747   1.   1.   1.   1.   1.   1.   1.   1	7	Application No.	Applicant(s)
A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 2 MONTH(S) FROM THE MAILING DATE of this communication appears on the cover sheet with the correspondence address Period for Reply  A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 2 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.  If the period for reply specified above is less than thisty (30) days, a reply be timely filed in the SIX (5) (4) (30) days, a reply within the stillulary minimum of thirty (3) days will be considered timely.  If the period for reply specified above is less than thisty (30) days, a reply within the stillulary minimum of thirty (3) days will be considered timely.  If the period for reply specified above is less than thisty (30) days, a reply within the stillulary minimum of thirty (3) days will be considered timely.  If the period for reply specified above is less than thisty (30) days, a reply within the stillulary minimum of thirty (3) days will be considered timely.  If the period for reply is period to reply specified above is less than the replaced on the communication.  If the period for reply is period to see that the replaced of the communication, and the replaced are seen to see that the period of the second on the seco		10/069,879	RITTER ET AL.
Period for Repty  A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.  Extensions of time may be serially under the provisions of 3 CFR 1.18(a). In or event, however, may a reply be timely field after SX (8) MCNTH'S from the maining date of the communication, reply within the station reply is periodial brown, the manimum attatory period will apply and will expire (9) MCNTH'S from the maining date of the communication, reply within the station reply is periodial date of the station of the communication of the c	Office Action Summary	Examiner	Art Unit
A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.  - Extensions of time may be availables under the provisions of 37 GPR 1.138(a). In no event, however, may a regly be timely filled  - Extensions of time may be availables under the provisions of 37 GPR 1.138(a). In no event, however, may a regly be timely filled  - If the period for reply pacefied above, the maximum statutory period will apply and will apple SIX (b) MCNThS from the mailing date of this communication.  - If No period for reply to append and the fill apple SIX (b) MCNThS from the mailing date of this communication and the second pacent term adjustment. See 37 CPR 1.704(b).  - Any reply received by the Office later than three morning date of this communication, even if timely filled, may reduce any example pacent term adjustment. See 37 CPR 1.704(b).  - This action is FINAL.  - 20 MS This action is MS This action is morning in the application.  - 4a) Of the above claim(s) islare withdrawn from consideration.  - 51 Claim(s) 21-39 islare pending in the application.  - 4a) Of the above claim(s) islare withdrawn from consideration.  - 52 MS This action is action is active with active with active withdrawn from consideration.  - 53 MS This active with active			
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2a)  This action is FINAL. 2b)  This action is non-final.  3)  Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213.  Disposition of Claims  4)  Claim(s)  21-39 is/are pending in the application.  4a) Of the above claim(s)  is/are allowed.  5)  Claim(s)  is/are allowed.  6)  Claim(s)  21-39 is/are rejected.  7)  Claim(s)  is/are allowed.  6)  Claim(s)  is/are objected to.  8)  Claim(s)  is/are objected to.  9)  The specification is objected to by the Examiner.  4pplicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  11)  The proposed drawing correction filed on  is: a) poproved b) disapproved by the Examiner.  If approved, corrected drawings are required in reply to this Office action.  12)  The oath or declaration is objected to by the Examiner.  Priority under 35 U.S.C. §§ 119 and 120  13)  Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).  a)  All b)  Some * c) None of:  1.  Certified copies of the priority documents have been received.  2.  Certified copies of the priority documents have been received in Application No.  3.  Copies of the certified copies of the priority documents have been received in Application No.  4.  See the attached detailed Office action for a list of the certified copies not received.  14)  Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application).  a)  The translation of the foreign language provisional application has been received.  15)  Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application).  a)  Notice of Informal Patent Application (PTO-152)	A SHORTENED STATUTORY PERIOD FOR REP THE MAILING DATE OF THIS COMMUNICATION  - Extensions of time may be available under the provisions of 37 CFR 1 after SIX (6) MONTHS from the mailing date of this communication.  - If the period for reply specified above is less than thirty (30) days, a re  - If NO period for reply is specified above, the maximum statutory perior  - Failure to reply within the set or extended period for reply will, by statu-  - Any reply received by the Office later than three months after the maili	l. 1.136(a). In no event, however, may a reply to the statutory minimum of thirty (30 d will apply and will expire SIX (6) MONTHS at a cause the application to become ABAND	be timely filed ) days will be considered timely. from the mailing date of this communication. ONED (35 U.S.C. § 133).
3	1) Responsive to communication(s) filed on <u>01</u>	October 2003 .	
closed in accordance with the practice under <i>Ex parte Quayle</i> , 1935 C.D. 11, 453 O.G. 213.  Disposition of Claims  4) Claim(s) 21-39 is/are pending in the application.  4a) Of the above claim(s)	2a)☐ This action is <b>FINAL</b> . 2b)⊠ T	This action is non-final.	
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Application/Control Number: 10/069,879

Art Unit: 3747

### **DETAILED ACTION**

The following is a first action on the merits of application serial no. 10/069,879 filed July 25, 2002.

1. This application currently names joint inventors. In considering patentability of the claims under 35 U.S.C. 103(a), the examiner presumes that the subject matter of the various claims was commonly owned at the time any inventions covered therein were made absent any evidence to the contrary. Applicant is advised of the obligation under 37 CFR 1.56 to point out the inventor and invention dates of each claim that was not commonly owned at the time a later invention was made in order for the examiner to consider the applicability of 35 U.S.C. 103(c) and potential 35 U.S.C. 102(e), (f) or (g) prior art under 35 U.S.C. 103(a).

## Claim Rejections - 35 USC § 112

- The following is a quotation of the second paragraph of 35 U.S.C. 112:
   The specification shall conclude with one or more claims particularly pointing out and distinctly claiming the subject matter which the applicant regards as his invention.
- 3. Claims 22-30 and 32-38 rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.
- 4. The claims 22-30 and 32-38 depend from cancelled claims.

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## Claim Rejections - 35 USC § 102

5. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless -

- (b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.
- 6. Claims 21, 31 and 39 are rejected under 35 U.S.C. 102(b) as being anticipated by Korff et al. (DE04103685). Korff et al. discloses a process for attaching an oil sump to an engine block of a combustion engine, a seal being made by a curable composition (4)between a first sealing surface on the oil sump (2) and a second sealing surface (3) on the engine block, to which the curable composition is applied to one or both sealing surfaces, wherein when cured the curable composition demonstrates adhesion sufficient to secure the oil sump to the engine block, threaded bolts are not used as fastening elements and the oil sump is fixed to the engine block at least during the curing of the curable composition.

#### Allowable Subject Matter

Claims 22-30 and 32-38 would be allowable if rewritten to overcome the rejection(s) under 35 U.S.C. 112, second paragraph, set forth in this Office action and to include all of the limitations of the base claim and any intervening claims.

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### Communication

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Katrina B. Harris whose telephone number is 703-308-8323. The examiner can normally be reached on 7:00 AM - 3:30 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Henry Yuen can be reached on 703-308-1946. The fax phone number for the organization where this application or proceeding is assigned is (703) 872-9306.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 703-308-0861.

KBN

kbh

Tord M. Argenbright Primary Econiner Art Unit 3747